



## DECLARATION

As a below-named inventor, I hereby declare that:

My correct residence, post office address and citizenship are stated below next to my name.

I believe myself to be the original, first and sole inventor (if only one name is listed below) or an original and first joint inventor (if more than one name is listed below) of the subject matter which is disclosed and claimed and for which a patent is sought on the invention entitled:

### "MULTIPLE STORAGE NODE ACTIVE PIXEL SENSORS"

The specification of this subject matter:

- ☐ is attached hereto.
- ☒ was filed on July 22, 1998;
- was assigned serial No. 09/121,175;
- which was amended on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above identified patent application, including the claims, as amended by any amendment(s) referred to above. I believe the subject matter claimed in the above-identified application to be new and to be unobvious to persons of ordinary skill in the art in view of the prior art of which I am aware. I further hereby state that the specification of the above identified patent application adequately describes how to make and use the claimed invention, and further that it sets forth the best mode for practicing the invention known to me as of the date that the application was filed. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 C.F.R. §1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Application No.	Country	Filing Date	Priority Claimed
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I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in these prior United States application(s) in the manner provided by 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

Application No.	Filing Date	Status (Issued, Pending, Abandoned)
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FULL NAME OF INVENTOR 1	FIRST Name	MIDDLE Initial(s)	LAST Name	
	Richard	B.	Merrill	
RESIDENCE AND CITY	City	State or Foreign Country	Country of Citizenship	
	Woodside	California	United States of America	
POST OFFICE ADDRESS	Number and Street	City	State or Country	Zip Code
	890	Woodside	California	94062

FULL NAME OF INVENTOR 2	FIRST Name	MIDDLE Initial(s)	LAST Name	
	Richard	F.	Lyon	
RESIDENCE AND CITY	City	State or Foreign Country	Country of Citizenship	
	Los Altos	California	United States of America	
POST OFFICE ADDRESS	Number and Street	City	State or Country	Zip Code
	422 Traverso Court	Los Altos	California	94022

I further declare that all statements made herein of my own knowledge are true and that all statements made upon information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

<u>Richard B. Merrill</u>	<u>5-17-98</u>	<u>Richard F. Lyon</u>	
Signature of Inventor 1	Date	Signature of Inventor 2	Date

## ASSIGNMENT

WHEREAS, we, Richard B. Merrill, a citizen of United States of America, residing at 890 Patrol Road, Woodside, California 94062 and Richard F. Lyon, a citizen of United States of America, residing at 422 Traverso Court, Los Altos, California 94022, have invented a "MULTIPLE STORAGE NODE ACTIVE PIXEL SENSORS" for which we have executed application papers for a U.S. patent thereon, which was filed on July 22, 1998, serial No. 09/121,175; and

WHEREAS, Foveonics, Inc., a California corporation, having a place of business at 10131 Bubb Road #B, Cupertino, California 95014, is desirous of acquiring the exclusive right, title and interest in and to said invention and in and to the Letters Patent to be granted and issued therefor in the United States of America and its territories and possessions, and all countries foreign thereto;

NOW, THEREFORE, for a valuable consideration, the receipt of which is hereby acknowledged, we, Richard B. Merrill and Richard F. Lyon do sell, assign, transfer and set over unto the said Foveonics, Inc., its successors and assigns, the full and exclusive right, title and interest in and to said invention, and in and to any and all Letters Patent to be granted and issued therefor, not only for, to and in the United States of America, its territories and possessions, but also for, to and in all other countries including all priority rights under the International Convention; and we hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to Foveonics, Inc., its successors and assigns, in accordance with this Assignment.

WITNESS OUR HAND at CUPERTINO, California, this 17 day of AUGUST, 1998.

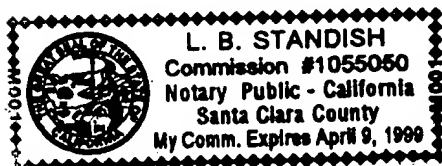
Richard B. Merrill  
Richard B. Merrill

Richard F. Lyon  
Richard F. Lyon

STATE OF CALIFORNIA )  
 ) ss.  
COUNTY OF SANTA CLARA )

On this 17 day of AUGUST, 1998, before me, L.B. STANDISH, a Notary Public, personally appeared Richard B. Merrill and Richard F. Lyon, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person/s whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacities, and that by his/her/their signature/s on the instrument the person/s or the entity upon behalf of which the person/s acted, executed the instrument.

WITNESS my hand and official seal.



[Signature]  
NOTARY PUBLIC